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Request Letter for reconsideration for a Patent

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To: Commissioner of U.S. Patents
Examiner James Hewitt

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From: Inventor Nicholas Donofrio Jr.

I Nicholas Donofrio Jr., the inventor of the Ball Holder, U.S. Patent Application # 09/775,528 believes that my claim # 1, 2, 8, and 9 distinguishes a different holding concept over Comeau and Walsh U.S. Patent # 973,173.

I believe the above mentioned patent applications are different because my ball holder was designed to display sports balls and not hats or helmets. My ball holder has a first and second arm that is nonflexible. These arms are attached to a base. These arms can also be described as a U-shaped frame that have two retainers attached to the top of the U-shaped frame. These retainers are used to help keep the ball from falling out of this holder. This U-Shaped frame is designed to cradle the basic shape of an object i.e. Sports ball. The most important concept of this holder is that the ball will be pushed or squeezed between the two retainers. The U-Shaped design alone is not a clamp. The ball will also be larger than the top opening of the U-Shaped holder. This will ensure a tight fit and keep the ball in place. This idea does not need any clamps, straps, resilient curved prongs, or other devices to hold a ball in place. I also do not claim any relationship that

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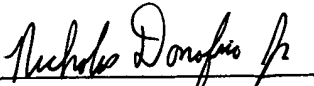
my holder is a display piece for a hat or helmet.

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Referring to Comeau's invention. His invention relates to a display device. In claim 8, he relates to his display device as holding specifically a helmet or hat and that the support assembly comprises of a resilient curved prong (arm 2) clamping a side wall (at lip 8) of the helmet and securing the helmet in an upright position.

Also inserted with this request is a \$195.00 dollar check (one hundred and ninety five dollars) made out to the U.S. Patent Office for my request for reconsideration for my patent approval.

Thank you,


Nicholas Donofrio Jr.

10-18-02